

FILED

DEC 31 2014

JULIE A. RICHARDS, CLERK
US DISTRICT COURT, EDNC
BY [Signature] DEP CLK

REVISED DATE: 09/2001

FORM TO BE USED BY A STATE PRISONER IN FILING A COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. SECTION 1983 OR BY A FEDERAL PRISONER IN FILING A BIVENS CLAIM.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA

DIVISION

NO. 5
(leave this space blank)

Abdii-Saltin, Gould

(enter full names of each plaintiff(s))

Jamal Summey

Inmate Number # 1632

(enter full names of each defendant(s))

I. HAVE YOU BEGUN OTHER LAWSUITS IN FEDERAL COURT DEALING WITH THE SAME FACTS INVOLVED IN THIS ACTION? YES (✓) NO ()

If your answer is YES, describe the former lawsuit in the space provided below:

NO: 5:14-CT-3066-FL, Bertie Co, et al, now being
litigated in US District Courts.

II. DID YOU PRESENT THE FACTS RELATING TO YOUR COMPLAINT TO THE STATE INMATE GRIEVANCE PROCEDURE? YES (✓) NO ()

If your answer is YES:

1. What steps did you take? Appeal to Jail Administration, Court system, Bar Associa
2. What was the result? (Attach copies of grievances or other supporting documentation.) US Supreme court.
Am still being neglected & facing wrongful imprisonment.

VERIFIED STATEMENT

I have been advised of the requirements regarding exhaustion of administrative remedies and now submit this verified statement.

(Please choose the box that applies to your action):

☒

There are no grievance procedures at the correctional facility at which I am being confined.

☒

This cause of action arose at Bertie County General District Courts and I am now being housed at Bertie Martin Regional Jail. Therefore, I do not believe I have administrative remedies relating to this complaint at this time.

I have exhausted my administrative remedies relating to this complaint and have attached copies of grievances demonstrating completions.

III. PARTIES:

In Item "A" below, place your name in the first blank and your present address in the second blank. Do the same for additional plaintiffs, if any. NOTE: ALL PLAINTIFFS LISTED IN THE CAPTION ON THE FIRST PAGE SHOULD BE LISTED IN THIS SECTION.

A. Name of Plaintiff:

Abdu-Sallm Gould

Name of Present Confinement

Bertie Martin Regional Jail

Address of Present Confinement

230 county Farm Rd, Windsor NC. 27983

In Item "B" below, place the full name of defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use Item (C) through (F) for additional defendants. NOTE: ALL DEFENDANTS LISTED IN THE CAPTION ON THE FIRST PAGE SHOULD BE LISTED IN THIS SECTION.

B. Defendant

Jamal Summey

Position

Lawyer (Court Appointed) / Private Attorney

Employed at

Summey - Summey etc. Law Firm

Address

110 East 10th St. P.O. Drawer 389 Scotland Neck NC. 27874

Capacity in which being sued: Individual () Official () Both (☒)

C. Defendant

Position

Employed at

Address

Capacity in which being sued: Individual () Official () Both ()

D. Defendant

Position _____

Employed at _____

Address _____

Capacity in which being sued: Individual () Official () Both ()

E. Defendant _____

Position _____

Employed at _____

Address _____

Capacity in which being sued: Individual () Official () Both ()

F. Defendant _____

Position _____

Employed at _____

Address _____

Capacity in which being sued: Individual () Official () Both ()

IV. STATEMENT OF CLAIM

State here as briefly as possible the **FACTS** of your case. Describe how **each** defendant is involved. Include also the names of the other persons involved, dates and places. **DO NOT GIVE ANY LEGAL CITATIONS OR ANY LEGAL ARGUMENTS OR CITE ANY STATUTES.** If you wish to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets if necessary.

upon Arrest (Incompetent) I was violated in my Rights
upon First Appearance I was deemed incapable to be
tried. Due to a past July 19, 2012 finding of Incompetent
The same Judge Hon. Tom Jones Jr. appropriately sent
me to be evaluated at Central Regional Hospital. All
this without my knowledge. Nor was I notified or
did I have opportunity to speak with My Appointed
Attorney (whom I did not find was appointed until
after being evaluated) My Arrest on Jan. 2, 2013
Mishap of First Appearance, and Evaluation all
went without the evaluation and scrutiny of my

Attorney. Who when meeting sometime after my evaluation at Butler Central Regional hospital whom my Attorney acknowledge my condition stating last he had seen me I was "Necked asleep" but concealed under violation of privacy in front of state actors, neither optioned for expert witness to my competency nor chose to listen to my story! 9 months later would be the next time we meet regardless of the proof I forwarded to his office of my innocence and Request for a discovery after finding I was Bonded to superior court with out knowledge or evidence neither concealed with My Attorney. On Sept 30 2013 I was offered to drop a possession charge and plea to Attempt Mur. and When denied My Attorney Jamal Summey then reveals A discovery which I have been pleading to receive. In all I have spent 20 mos. on 2 occasions under scrutiny of state actors with my attorney whom seems prejudice to my innocence. I applied a motion of dismissal (see extra sheets)

V. RELIEF SOUGHT BY PRISONER

State briefly exactly what you want the Court to do for you. MAKE NO LEGAL ARGUMENTS. DO NOT CITE CASES OR STATUTES.

I seek "Just compensation" prospective;
 Retroactive - injunctive
 monetary Relief = Normal damages \$ 50000
 punitive damages \$ 500,000
 compensatory damages \$ 50000
 for a total of \$ 1.5 million dollars
 I seek aid in my Relief and the

- continue of statement of Facts-

Jan. 28, 2014 In the Bertie CO. Superior Court after Not receiving a court date. This action is not supported by Attorney Jamal Summey. In April 2014 the next superior court date I learned my court date was to be set by DA. and when I began to formulate a "Extraordinary writ of Habeas Corpus" to Washington DC's Supreme Court for I am already litigating suit in the US District Court upon issues. On Aug 1, 2014 The Captain of facility (Ber. Mar. Reg. Jail) Approach my cell stating The DA spoke with him stating He was not ready to hear my case. We, myself and Captain contacted the clerk of court where it was stated I am not on calendar for trial, My motion is not on docket. I ask for a trial in open court on Sept 30, 2013 and received a contempt summons! My attorney neither argue contempt nor had me placed on the trial docket. I am now being told (Aug 1, 2014) My lawyer is on vacation and again I will not be on docket for at least a bail reduction My bail at time is \$200,000 cash and had been almost two years. On Aug 4, 2014 Mr. Summey is seen entering Bertie Martin Regional Jail in plain cloths. After being threatened about my behavior with O.G spray Mr Summey Approaches My door. He begins to tell me about a murder trial on the 18th of a Ray Pugh a client and inmate I am familiar with. Mr. Summey has been my attorney long before Mr.

Pugh's and I felt offended not only that I am told he was vacationing and put off. Now I am being asked to wait until Oct. 6, 2014 another Superior court session, while he plays lawyer to another.

I kindly asked did MR. Summey receive my motions and what was the progress. Also I afforded him a look at my "Extraordinary Writ of Habeas Corpus" in which he ask to put off and he would make me top priority on Oct 6, 2014

Oct. 7, 2014 my son Khalil turned 2 years old. I have been incarcerated 2 years

Oct. 7, 2014 I paid \$14,000 + collateral to a bail bondsman on the sum of 200,000 cash bond to no avail. My Attorney never came through. I have not had a Bail hearing or any other in two years.

Today Dec. 29th, 2014 I am incarcerated on a \$400,000 Bond for trespassing said to have violated a court order that does not pertain to those who claim is of trespassing.

With Great Consideration
for freedom, Justice,
Equality, and Liberty!
Abdullah J. J.

proper Authorities to be cited in a manner
due so to this court.

Signed this 29 day of Dec, 20014

[Signature]
Signature of Plaintiff

Signature of other Plaintiffs
(if necessary)

I declare under penalty of perjury that the foregoing is true and correct.

12-29-14
Date

[Signature]
Signature of Plaintiff

Signature of other Plaintiffs
(if necessary)

Lydra A. Freeman December 29, 2014
Notary Public

